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HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Miscellaneous Appeal (C) No.1065 of 2007

Appellant Claimant — Nirmal Kumar Gond S/o Seetaram Gond, aged about 35 years, by caste Gond, r/o Village-Kaudiyapara, Thana-Pithoura, Tahsil & District Mahasamund (C.G.)

versus

Respondents

1. S. Palvinder Singh Maan S/o Tehal Singh Maan, R/o G.E. Road, Tatibandh, Raipur, Tahsil & District Raipur (C.G.)

   (Owner of the Vehicle No.CG-04-G-5786)

2. United India Insurance Company Limited, Regional Office, Jail Road, Raipur, District Raipur (C.G.)

   (Insurer of the Vehicle No.CG-04-G-5786)

Memorandum of appeal under Section 173 of the Motor Vehicles Act.

Present : Shri Sunil Sahu, counsel for the appellant.

ORAL ORDER
(Passed on 14th September, 2007)

Heard.

(2) Being aggrieved by the impugned award dated 26-07-2007 passed by the Motor Accidents Claims Tribunal, Mahasamund (henceforth 'the MACT') in Claim Case No.126/2006, whereby a sum of Rs.12,638/- has been awarded towards compensation in an injury case, the appellant/claimant has preferred this appeal for enhancement of the compensation.

(15)

(3) A perusal of the impugned award shows that the appellant/claimant did not adduce medical evidence to prove grievous injury to the left shoulder. X-Ray report was also not filed to prove the fact of any grievous injury sustained by the appellant/claimant. Certificate of permanent disability suffered by the appellant/claimant was also not filed. The treating doctor was also not examined.

(4) In this view of the matter, no interference is called for in the impugned award passed by the MACT.

(5) In the result, this appeal being devoid of merit is dismissed at the stage of admission.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Tumane